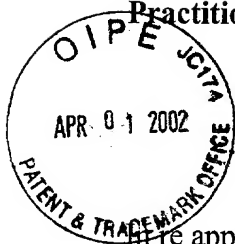


Practitioner's Docket No. 7163-34

PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re application of: Schaldach, Prof. Dr. Max; Schmitz, Prof. Dr. Klaus-Peter; Gobrecht, Dr. Jens; Rzany, Alexander; and Behrend, Prof. Dr. Detlef  
Application No.: 10/021.899 Group No.: Unknown  
Filed: December 13, 2001 Examiner: Unknown  
For: METHOD OF APPLYING A MARKER ELEMENT TO AN IMPLANT AND AN IMPLANT PROVIDED WITH A MARKER ELEMENT

Box Missing Part  
Assistant Commissioner for Patents  
Washington, D.C. 20231

COMPLETION OF FILING REQUIREMENTS  
-- NONPROVISIONAL APPLICATION

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10\*  
(When using Express Mail, the Express Mail label number is mandatory;  
Express Mail certification is optional)

I hereby certify that, on the date shown below, this correspondence is being:

- ☒ deposited with the United States Postal Service in an envelope addressed to the Assistant Commissioner of Patents, Washington D.C. 20231  
37 CFR 1.8(a)  
☐ with sufficient postage as first class mail. ☐ as "Express Mail Post Office to Addressee" Mailing Label  
37 CFR 1.10  
☐ facsimile transmitted to the Patent and Trademark Office, 703 \_\_\_\_\_  
TRANSMISSION

Date: 14 MARCH 2002

Signature

Stephen L. Grant Type or print  
name of person certifying

\* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

I. This replies to the Notice to File Missing Parts of Application (PTO-1533) mailed February 21, 2002.

A copy of the Notice to File Missing Parts of Application--Filing Date Granted (Form PTO-1533) is enclosed.

### **DECLARATION OR OATH**

II. No declaration or oath was filed. Enclosed is the original declaration or oath for this application.

### **TRANSMITTAL OF ENGLISH TRANSLATION OF NON-ENGLISH LANGUAGE PAPERS**

III. Submitted herewith is an English translation of the non-English language application papers as originally filed. Also submitted herewith is a statement by the translator of the accuracy of the translation. It is requested that this translation be used as the copy for examination purposes in the PTO.

### **COMPLETION FEES**

#### **IV.**

##### **1. Filing Fee**

Original patent application (37 C.F.R. Section 1.16(a))	\$740.00
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##### **2. Fee for Claims**

Each claim in excess of 20 (37 C.F.R. Section 1.16(c))	\$288.00
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##### **3. Surcharge Fees**

Late payment of filing fee and/or late filing of original declaration or oath (37 C.F.R. Section 1.16(e))	\$130.00
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##### **4. Assignment (See "ASSIGNMENT COVER SHEET")**

	\$40.00
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##### **5. Surcharge Fees**

English translation of application set forth in (37 CFR 1.52(d)).	\$130.00
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Total Completion Fees \$1,328.00

### EXTENSION OF TIME

V. The proceedings herein are for a patent application, and the provisions of 37 C.F.R. Section 1.136(a) apply.

Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

### TOTAL FEE DUE

VI. The total fee due is:

Completion fees	\$1,328.00
Extension fee (if any)	\$0.00
Total Fee Due	\$1,328.00

### PAYMENT OF FEES

VII. Enclosed is a check in the amount of 1,328.00.

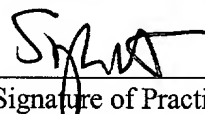
Please charge Account No. 15-0450 for any fees that may be due by this paper.

### VIII. ADDITIONAL DOCUMENTS ENCLOSED

Verification of Translation  
Certified Copy of German Application 100 64 596.8  
Information Disclosure Statement under 37 CFR 1.97 and references

Date: 19 MARCH 2002

Reg. No.: 33,390  
Tel. No.: 330-864-5550  
Customer No.: 021324

  
\_\_\_\_\_  
Signature of Practitioner

Stephen L. Grant  
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Akron, OH 44313-7188

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UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/021,899	12/13/2001	Max Schaldach	7163-34

021324  
HAHN LOESER & PARKS, LLP  
TWIN OAKS ESTATE  
1225 W. MARKET STREET  
AKRON, OH 44313

CONFIRMATION NO. 1956

FORMALITIES LETTER



\*OC000000007513821\*

Date Mailed: 02/21/2002

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

### Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The application was filed in a language other than English. Applicant is required to provide an English translation of the specification and a statement that the translation is accurate. (See 37 CFR 1.52(d)).
- Applicant must file an English translation of the application, the \$ 130 fee set forth in 37 CFR 1.17(i), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).
- **The balance due by applicant is \$ 1000.**
- Because your specification was filed in a language other than English, the Office was unable to determine the number of claims submitted. Additional claim fees may be due once the number of claims can be determined.

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00000000  
00000000  
00000000

*A copy of this notice **MUST** be returned with the reply.*

*Request W. L. L. L. L. L.*  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202

04/02/2002 00000001 1001899

01 FC:101  
02 FC:105  
03 FC:139  
04 FC:103

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PART 2 - COPY TO BE RETURNED WITH RESPONSE

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